JUSTICH BARTLETT'S OPINION OF MR. BIEGLER'S CHARGES.

Me Thinks a Prima Pacie Case Has Seen Made Out Against Mayor Chapta, Comp-troller Jackson, and Auditor Rutan. Justice Bartlett yesterday surprised some of

the Brooklyn politicians by his promptness in deciding that William Ziegler's suit to restrain the Mayor, Comptroller, and Auditor from purchasing the plant and franchise of the Long Island Water Supply Company should go to trial. The argument on the motion to continue the injunction did not close until a late hour on Tuesday afternoon, and the general im-pression was that Justice Bartlett would take pression was that Justice Bartlett would take several days at least to render his decision. But he had the opinion ready when he reached court yesterday morning. The full text of the decision, which continues the injunction until

Mr. Ziegler's case comes to trial, is as follows:
"On Dec. 27, 1890, a preliminary injunction
was granted in this suit by Mr. Justice Cullen. was granted in this sur. Auditor, and Comptrol-restraining the Mayor, Auditor, and Comptrol-ler of the city of Brooklyn from purchasing the property and franchises of the Long Island property and franchises of the Long Island Water Supply Company, or any of its stock or Water Supply Company, or any of its stock or ds, and from carrying out a contract which they had made for the purchase thereof. The present application is a motion to continue that injunction in full force and effect until the case can be tried upon the merits. The plaintiff brings the suit as a taxoayer, not charging the Mayor. Comptroller, or Auditor with any wilful misconduct, but alleging that the proposed expenditure would amount to a waste of the money of the city of Brock-lyn. The papers read on his behalf show, among other things, two facts which are stated not on information or belief, but nostively. One is that a person who claims to own or control about 2,400 shares of the 2,500 shares of the stock of the Long Island Water Supply Company purchased the same, or the hulk thereof, about fifteen months ago, for \$70 per share. The other is that the President of the company, on or about May 31, 1890, in an affidavit filed with the Board of Assessors, stated the value of the said stock to be \$25 a share. In December, 1890, the plaintiff finds that an agreement has been made on behalf of the city of Brooklyn to buy the property and franchises of the company at the rate of \$300 a share, besides assuming two mortgages aggregating \$500,000; and he thereupon institutes

"I think his complaint and the affidavits read in support thereof make out a prima facie case of a proposed expenditure which would be wasteful in the sense in which the term waste is used in the statute. This case the defend-

with the facts.

"I never had a choice of a Judge in my life," be declared. "If I should go into court some morning and find the devil on the bench I would get up and open my case."

Mr. C. E. Staples, the stock broker who, it is alleged by Mr. Ziegier, tried to get the city to buy 2,300 shares of stock, that were not worth \$70 each, at \$300 each, refused, like the official, to talk about the matter. He has previously declared that he owned absolutely 2,400 of the shares, and the chances are that he will be vigorously cross-examined on that point by Mr. Ziegier's counsel when the case comes to trial.

KIAMINER LESEUR SUSTAINED.

His Advanced Valuation of Kid Gloves Approved by the General Appraisors.

The long delayed decision of the General Appraisers as to the valuation of certain importations of gloves by Passavant & Co. has been rendered. The decision declares that General Appraiser Tichner, the President of the Board, and Mr. Summerville sustain the raised valuations put upon the firm's importations by Col. Jewell, their colleague, to whom the involces were referred for reappraisement. Gen. Shar, e. who, with Mr. Tichner and Mr. Summerville, makes up the Board of Appeal of the General Appraiser, dissents from the decision, and holds that Col. Jewell was in error when he advanced the firm's involces.

The decision handed down yesterday puts \$7,000 in duties in Uncle Sam's pocket. eral Appraiser Tichner, the President of the

Emma Abbott's Preference for Cromation. Pittsbungs, Jan. 7.—Emma Abbott's interest in cremation began at Washington, in this State, more than ten years ago. Only three years ago, while playing at the Bliou Theatre in this city, she went one afternoon for a drive, is company with Miss Annandale of her comso company with Miss Annandals of her com-pany and a friend living here. As the partry was starting out it was incidentally mentioned that there was a new crematory in Pittaburgh, "A new crematory here?" said Miss Abbott, "How interesting! Let's go and see it, right now. How delightful," she said, turning to Miss Annandals.

How horrible, you mean!" was the reply of the contraito.

How norrine, you mean was the contralio.

Oh no, it is not dreadful at all. I'm not affaid of he thought of death and I shall pertainly be cremated. The idea has fastened itself spon me."

It is thought her body may be brought here for gramation.

A Hackney Heres Hoslety.

ATRANT, Jan 7.—The preliminary certificate theorperation of the National American lekney Home Society, with the principal fice in New York city, has been filed with the esretary of State. The society is formed to gate and keep a record of the pedigrees investigate and keep a record of the pedigrees of hackney horses, and to institute and publish a stud bose or book of registry of hackney to make the property of the property

A Beadlook in the Minnesota House. 8z. Paus, Minn., Jan. 1.—The House of Beprepresentative this morning resumed balloting by Speaker. There was no material change representation. There believe were east the set templine Searles (Rep.l. 40; Stivers Dem.l. 41; Champlin Al. SS.

The Chinese Players Ceming Each.

The Boyal Chinese Suen Ting Lok theatrical seem page which went to Boston several months are is coming back to storm New York once more. Its agent is here trying to hire a building for the company on the Boyers.

Wave Cing Poor.

The Chinese Players Ceming Each.

Planter tours to Plorida via Pennsylvania Ealized.

A Fennsylvania Ealized.

Florida turned over all they received.

Florida via Pennsylvania Ealized.

Florida turned over all they received.

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Florida via Pennsylvania Ealized.

Florida turned over all they received.

Florida via Pennsylvania Ealized.

Florida turned over all they received.

WAS IT RALLUCINATION?

Monry Rossland's Senip to Injured and Me Says a Surgiar Shot Rim, Henry Reseland is a butcher in Brooklyn. He carries on his business at 381 Hudson avenue, and lives with his wife, three sons, and two daughters at 7 Bolivar street. Although

reported to be worth \$50,000 or \$60,000 his manner of life has always been plain and unpretentious in the extreme. Among his friends and neighbors he is regarded as a man of the strictest honor and integrity. He is 53 years old and robust. For a week or more Mr. Rose-land had been slightly indisposed, but this did not prevent him attending the monthly meeting of Moltke lodge No. 641. Knights of Honor. of which he is the Treasurer, at 7 Willoughby street on Tuesday night. Dues to the amount of \$140 were paid in at the meeting, and Mr. Boseland put the money, with \$320 belonging to himself, in an inside pocket of his waistcoat before he left the hall, and started for his home about 10% o'clock accompanied by Louis Herald. Mr. Boseland and Mr. Herald separated at the corner of Hudson avenue and

home about 10% c'elock accompanied by Louis Herald. Mr. Boseland and Mr. Herald separated at the corner of Hudson avenue and Willoughby street, where the latter, who is also a butcher, has his store, and Mr. Roseland turned down Hudson avenue.

Mr. Roseland generally made a habit of visiting his store when out at night, and he did so on this occasion. He was surprised on opening the door and calling his big Newfoundland dog, which was always left in the store at pight, to receive no response. Finding the door of the big ice bux in the corner open, he supposed that the dog might bave gone inside, but looking in he saw no trace of the dog. Just as he turned to come out of the box he was selzed from behind and forced into the box. A struggle followed, in the course of which, as Mr. Roseland subsequently informed the police, his assaliant drown a revolver and shot him in the head. The burglar then relieved him of his well-filled wallet and fied.

Mr. Roseland thinks that he must have been unconscious for several minutes, and he was still apparently in a dazed condition when near midnight he aroused Shoemaker Harris, who lives opposite his store, and told him he had been shot and robbed. Mr. Harris and another peighbor assisted Mr. Roseland to his home. His clothing was in great disorder and blood was pouring from a sagged wound in the scalit. Dr. Van Zile found that the wound was not dangerona. He failed to discover any insec of a bullet, and came to the conclusion that the wound was not caused by a pistoi shot. Detectives found Mr. Roseland's empty wallet on the floor of the store, but could get no trace of the bullet. The dog was peasefully sleeping on a mat in the rear of the store. Several persons live on the floors over the store, and none of them heard any pistoi shot or any noise of a south. Mr. Roseland, however, is still positive that the episode occurred just as it has been related above, and he described his assailant as between 85 and 40 years old of medium height, with a his head for any purpose connec

claimed to have given a bill of sale of their property in New York to the First National Bank of Camden, N. J. The schedules of Hamilton & Bishop, bank-

ers and brokers, at 96 Broadway, show lia-bilities, \$198.580; nominal assets, \$298,908; actual assets, \$81,266. The assets consist chiefly of stocks, bonds, and accounts. Nearly all the stocks and bonds are pledged as collateral to loans in which there is little or no equity. The seat in the Stock Exchange, valued at \$17,000, of Mr. Bishop is put down as a nominal asset, as it is claimed that it is not subject to assignment. The principal creditors are the Bank of North America, \$4,000, secured fully; J. S. Bishop of Norwalk Conn., \$2,200, partially secured; J. B. Bishop, No. 2, \$15,679, partially secured; J. B. Bishop, No. 2, \$15,679, partially secured; J. G. Thomson, Utics, N. Y. \$43,753; Edward Greene, \$20,997; W. H. Scott, \$9,888; James Stevens, Rome, \$5,667.

The schedules of John N. Belbie, dealer in dry goods at 253 Bigth avenue, show liabilities, \$7,151; nominal assets, \$42,124; actual assets, \$35,859.

Henry H. Hill, manufactures of elevators and hot air,engines at 38 Desbrosses street, has made an assignment to Joseph B. Ashforth, giving a preference for \$520.

Judgment for \$19,501 was resterday entered against the late firm of Billings & Wetmora, tes dealers, formerly at 108 Water street, in favor of D. H. Bennett. A judgment for \$11,276 has also been entered against them in favor of B. U. Wetmore. The firm failed in November, 187. nominal asset, as it is claimed that it is not

B. U. Wetmore. The firm range in Main 1867.

The men's furnishing goods store in Main street. Boohester, conducted by George A. Cubhison was closed by the Sheriff yesterday on a judgment for \$2,090. The liabilities will not exceed \$5,000, and the assets are about not exceed \$5,000. \$2,500.

Execution for \$5,500 was issued yesterday against Theodore F. Patterson, manager of the Rafe Harbor Rolling Mill at Lancaster, Pa., at the instance of the Phumix Iron Company.

Mrs. Fuller Objects to Her Musband as Guardian.

Mrs. Lizzie H. Fuller, who is the defendant in a suit by Dr. Fraser C. Fuller for absolute divorce, has petitioned Surrogate Ransom for the removal of her husband as her guardian the removal of her husband as her guardian on the ground that he has wasted and misappropriated her property and money. Under her father's will her mother's jeweiry, valued at \$5.000.and \$5.000 in cash were given to W. H. Phillips in trust to turn over to her on her wedding day. This direction was not compiled with. She was 17 on Feb. 20 last, and was married on the following day, but Phillips refused to give the property to any one except her guardian. Her husband was appointed on April 23 and received her estate. She charges, upon information, that he has appropriated \$2.500 of her money to his own use, and still holds the rest of it.

A Strike to be Ordered on the Edison Building.

At last night's meeting of the Building Trades Section of the Central Laber Union the trouble on the Edison building which is being erected on Broad street, came up for dis-cussion. Walking Delegate Rogers explained that when he visited the place on Tuesday the non-union marble workers employed by vol-kening & Od. were all discharged, but that yea-terday they were taken back again. It was inally decided to order a strike this morning of the 200 union men employed there.

MUST PAY OR STOP RUNNING. Bernted Roads Cannot Evade |Payment e

Emily G. Watson's suit against the elevated railway companies to recover damages caused by them to her property, 248 Greenwich street. defendants' counsel refused to allow evidence the plaintiff, and the Court granted an absolute injunction against the operation of the railroad in front of the property. The defend-ants declined to introduce any evidence as to damages, and the Court warned them of their position and its inability to ascertain the amount due the plaintiff. Judge O'Brien was asked by the companies' counsel for a stay

pending appeal, and yesterday he handed down an opinion upon the matter. He says: " In common with the other Judges who have had these cases before them, I recognize fully mitting, as an alternative to the issuance of an mitting, as an alternative to the issuance of an injunction, the payment by the defendant of a sum of money equivalent to the damage dene. This has been due to a consideration of the great public inconvenience that would result by the stoppage of the defendants' road. The question is, shall the railroad, after being afforded an opportunity of compensating the owner of this property for its unlawful trespass and having left the Court without means of determining such damage, and the plaintiff having thereby become entitled to an absolute injunction, have the judgment against it enforced? I am, in view of the interests of the travelling public, disposed still to afford defendant a means of relieving itself of the effect of the injunction, provided it will accept the condition and avail itself of the opportunity afforded by agreeing, as suggested, to an arbitration of the question as to the amount of plaintiff's damages, and stipulating that when the amount is fixed that it will pay the same, together with the rental damages, as determined by the judgment. Unless these conditions are accepted, the application for a stay should be denied and an absolute injunction granted,"

The Judge also decided an application by the companies for a stay, pending appeal, of a judgment obtained by the same plaintiff for damages to her property, 1,580 Third avenue. In this case the companies have a petition before the court for the appeals before taking further steps in the commandent proceedings.

EXPENSIVE FOR PITTSBURGH. injunction, the payment by the defendant of a

EXPENSIVE FOR PITTSBURGH.

PITTSBURGE, Jan. 7.—This city is a loser to the extent of hundreds of thousands of doilars by the sweeping decision of the Supreme Court announced to-day in the case of the appeal of Engie, Wilbert, Beinhauer and the other property owners from the assessments of the Board of Viewers in connection with

factory of the United Shirt and Collar Company in Troy have quit work, owing to dissatisfaction with a new schedule of rates. The other factories of the company are not affected

other factories of the company are not anected by the strike.

The strike for an increase of wages among the ice harvesters of the knickerbooker Com-rany, which started at the Washington Point House on Tuesday afternoon, continues, the company having refused to accede to the de-mands of the men. It has also extended to other points north, and bids fair to become general if the men do not receive what they ask.

other points north, and bids fair to become general if the men do not receive what they sak.

Next week there will not be a furnace in blast in Sharpeville, Pa. The Claire and Mabel furnaces have joined the list of those shut down, and the bharpville furnaces will blow out for repairs, while the other furnaces will be compelled to shut down on account of the cohe trouble.

The Painters' Union in Youngstown, Ohio, through the Building Trades Council, has adopted an increased scale, to take effect April I. They demand nine hours g day and eight on Saturday and 88 per day. This is an advance of fifty cents over the present scale. The tinners and salters have also formulated a scale for nipe hours. The plumbers and carpenters will arrange a new scale next week.

Mrs. Millows Tackles a Burglar. Mrs. Catherine Millows of 219 Scholes street, Williamsburgh, took a nap yesterday after-

Club, against George H. Moller and others, to recover money which they received as subscriptions to the stock of the corporation, resulted before Judge O'Brien last maht in a verdict of \$21.550 for the plaintiff. The club was incorporated in 1883, and a few years later Mr. Andrews was made receiver. Moller and his associates were appeinted by the club to receive subscriptions to the stock, and their answer to the receivers complaint was that they had turned over all they received.

THINGS AT THE THEATRES. THE WEEK'S SHIFTING OF FAMILIAR

PLAYS AND PLAYERS.

Rockless Smokers Behind the Scenes-The Son of Bandmann - An Ancedere of Charley White, the Dead Minstrel. The burning of the Fifth Avenue justifies a warning and some plain words. The Fire Marshal is firm in his belief that the fire was cigarette, thrown away by one of the supers in "Cleopatra." It is patent that those who attribute the cause to the electric wires in the cellar do not wish it known that smoking was indulged in behind the scenes of the late play-house, but it is a fact that the smoking of cigars, pipes, and cigarettes was of common occurrence there. It is a grave question, indeed, if there is a theatre anywhere in this country in which smoking is not permitted. as was the case at the Fifth Avenue. The man stationed at this theatre by the Fire Department to enforce the usual regulations did, in one sense of the word, attend to his business. Bun by several members of the Fanny Davening "Cleopatra," the fireman, going his rounds. looked into the men's dressing rooms as he passed. He frequently found some of the actors induiging in a quiet smoke. He cautioned them not to be again caught in the act, or he would report the offence to "the front of the house." Yet there were repetitions, and there is no record of an official report to that effect. Nor are the actors themselves to be lightly considered in this condemnation. "A ashes of a playhouse. If actors and attaches lows the indulgence, it is not because the warning is ever away from their gaze. There is hardly a theatre in the land in which the "no smoking" placard is absent behind the stage; yet it is doubtful if there is a playhouse anywhere in which there is a complete observance of the rule. The smoking is not generally known to the The smoking is not generally known to the manager or to the stage director, but in dressing rooms, and most frequently in the property room, the scothing clear is frequent. Actors are famous amokers. The closed doors of their dressing rooms give effectual concealment and what so tempting to while away a long wait as "a quiet smoke"? Has it not been told in print until the fact has become ancient that even Booth does not forego his dressing-room pipe? Is there a land room in any city theatre where the musicians do not smoke while retired from the orchestra? The classific is deadly because it is a "short smoke." It may be cast aside with less regret than a Concha, but it retains its fire longer. Was it the cigarette that ruined the Fifth Avenue?

and the standard was been seen in which the form was in made in the standard in the sense in which the form was in made in the standard in the sense in which the form was in made in the standard was the standar

Indian frontier life. The player is Go-Wongo Mohawk, and she is not new to the footlights. Several changes of plan are notable. It is now said that no more of Charles H. Hoy's comedies will be played at the Bijou after the close of "A Texas Steer," but that Hoyt & Thomas have concluded a bargain for the use of the Standard all next winter. Henry E. Abbey said yesterday that he had not yet found a theatre for Sarah Bernhardt who was to have played at the Fifth Avenue aext month. It is understood that the Star is available, that the Broadway might be secured, and that the Park may be utilized. Herrmann declares that Vernona Jarbeau is not to occupy his theatre, as has been asserted. He will continue his own entertainments there until February, when he will yield the stags to the Charles Frohman comedy company, first in "All the Comforts of Home" and next in another farce from the same German source. "Comforts" is to be played in London next Monday night, simultaneously with the hundredth time of hien and Women' here and the trial of Bardou's Thermidor" in Paris, thus making an interesting day for Charles Frohman. An unexpected cessation of the run of "Blip Ahoy!" is announced at the Standard. The merry opera is to leave town after Saturday night's performance. Advantageous out-of-town engagements were offered to the management, and, besides, another gompany had secured time at the Standard. Recent additions to the opera's cast include Frank B. Blair, a rather droll comedian, who used to be in Neille McHenry's company when the Saisbury Troubadors were in their latter days. Blair was the first husband of Lilly Post, the opera singer, but they separated, and now each has another mate."

williamsburgh, took a nap yesterday aftermoon in her bedroom on the second floor. She was awakened by a noise in her parior. She noiselessir opened the parior door and saw a man riffing a trunk. She did not stop to comsider the oat but caught the intrader around the door and should "Police!" The unequal the parior door and saw a man riffing a trunk. She did not stop to comsider the oat but caught the intrader around the top of the parior door and saw a man riffing a trunk. She did not stop to comsider the oat of the parior door and saw a man riffing a trunk. She did not stop to comsider the oat of the parior door and saw a man riffing a trunk. She did not stop to compare the oat of the parior door with a bruised face and her assailant had made his way down stairs and out of the front door. Mrs. Millows followed as soon as mail growd was chasing the fugitive. Detective lyons caught him. He said he was predgrick lyons caught him. He said him him him him had lyons him him him him him him him him him hi

Bandmann, the German tragedian, who is ranching in Montana, where he has extensive holdings of cattle and lands, has a likely sen by the pretty linglish actress. Millioner lalmer, who lecame his first wife more than twenty years ago, she sisted triss country with him and acted here with success in the "Os," out the pair become estranged afterward, and their child has been educated by the wife. He is now, at the age of 18, a stalwart, handsome youth, building, and naturally laborite aliking

for the stage, which his mother has decided to gratily. She is therefore about to start on a tour of England, and the boy is going to have a chance in such flexible roles as Careless in "The School for Scandai," Henrolt in "Romeo and Julie; "Ac. He is thought to have talent, and he is known to have ambition.

A special sale of seats for the one hundredth night of "Poor Jonathan" begins at the Casino this morning. A remarkable performance is promised on that occasion, and the souvenirs will excel in attractiveness and in value all of the former Casino souvenirs.

NEWS OF THE RAILBOADS. Latest Information of Interest from All

The leading topic of conversation yesterday among railroad men, from the President to the ticket agent, was the probable result of today's meeting of Western Presidents at the Windsor Hotel. Nearly all the Western Presidents who will attend the meeting are in town. Chairman George C. Magoun of the Atchisen Board of Directors, said to a Sun reporter:

"I feel sure that a long step will be taken to-ward harmonizing the Western roads. There are four roads that are losing money with the present ruinous methods of doing business. We cannot pool the earnings, although that would be the easiest way out of the difficulty. but we can divide the business, as the Southwestern pool has done.

The uneasiness among Eastern agents of the Western roads continues, in view of the threatdays ago it was announced that the salary of General Eastern Agent Ten Brocck of General Eastern Agent Ten Broeck of the Union Pacific had been cut in two. It is now announced that five men are to be dismissed from the Broadway office on Jan. 15—a bassenger agent, a contracting agent and three clerks. The offices will have to go at Buffalo and Philadelphia, and Boston may be cut down. There are forebodings, too, in the city office of the Atchison, because of Mr. Magoun's stand on the establishment of joint agencies. A. w. Middleton, the Eastern passenger agent, has handed in his resignation, ostensibly because he intends to go into some other business.

The headquarters of the Trunk Line Asso-

tion, ostensibly because he intends to go into some other business.

The headquarters of the Trunk Line Association swarmed yesterday with freight men representing all the important ronds between New York and St. Paul. The purpose was to put an end to the rate cutting that has been going on since navigation closed, because some of the lines thought that the Canadian roads were taking too big a differential. The authorized tariff, via Chicago, from New York to St. Paul has presumably been \$1.30. The rates of the "Soo" line and the National Despatch, controlled respectively by the Canadian Pacific aud the Grand Trunk, were 10 cents lower on first class at that time, and proportionally lower on the other classes. But some of the Chicago roads kept dropping until they got pretty near the Canadian differential. This brought the latter by easy stages down to \$1.05 first class, or 25 cents below the "home" tariff.

All the Canadian road are represented yesterday, and the agreed to maintain a relative rate of 10 cents lower then the Chicago rate, whatever the charges might be as affected by the lake lines. This is considered a good step in alwance. Only one Chicago line was unrepresented, and it only remains to get the consent of that line to make the agreement complete. The rates will then be for the six classes:

Chicago Lines—\$1.80, \$1.11, \$7.58, 48, and \$2 cents.

Chicago Lines—\$1.80, \$1.11, \$7, 58, 48, and \$2 centa.

Chicago Lines—\$1.80, \$1.11, \$7, 58, 48, and \$2 centa.

The Atchison, Topeka and Santa Pá road has received another sign from the Western Passenger Association. A short time ago it was ordered by Chairman Finley to report statistics of its transcentinental business, as well as those of the business embraced wholly within the territory of the association. This the Atchison people declined to do, contending that they were not required by the agreement to report their Pacific coast traffic to Mr. Finley, as such traffic was reported regularly to the transcontinental association of which the Atchison is a member. Mr. Finley insisted that transcontinental business between Chicago and the Missouri River at least was within his jurisdiction and must be included in the monthly artistica. The Atchison appeals from the Chairman's decision, and yesterday the matter was submitted in Chicago to a vote of the association, which unanimously sustained Chairman Finley in his ruling. The association dedied to advance rates from Chicago to Portland, Ore., and related points \$2 on Feb. 1.

It was announced in Chicago yesterday that a partial reorganization of the Union Parino plan of operation has been made by General Superintendent of the Kansas division. Robert Blick-enadefer is designated as acting General Superintendent of the Nebra-ka division. J. O. Brinkerhoff becomes General Superintendent of the Meuntain division, and O. E. Mc. Neil General Superintendent of the Meuntain division, and O. E. Mc. Neil General Superintendent of the State Railroad Commission will meet in New York to hear the

On the 14th of this month the State Railroad Commission will meet in New York to hear the complaint of Luke M. Hanley and other hackmen against the New York Central and Hudson River Railroad, as lesses of the New York, New Haven and Hartford Hailroad, for excluding them from the station at White Plains. The Commissioners will also hear the complaint of H. D. Smith, who alleges that the West Shore management has overcharged him for freight shipments. The application of the Jamaica and Brooklyn Railroad for permission to change its motive power to electricity

General Manager St. John of the Rock Island received a telegram yesterday from Assistant General Manager Allen at Omaha to the effect that no further attempts had been made to cross the Union Pacific's bridge with Rock Island trains, and the aspect of affairs remained unchanged. It is generally believed in Chicago that the officials of the road at Omaha have been advised from New York to make no further move in the matter at present which would indicate that attempts are being made by President Cable and President Miller to reach an understanding with Jay Gould.

The officials of the Chicago, St. Paul and Kansas City Railway announce that an agreement with the Burlington was effected last night whereby trains will within a few days be running over that road into Kansas City. The stumbling block in the way of the road's entrance into Kansas City was a short piece of track belonging to the Burlington between Francis atreet depot and the Union depot in St. Joseph. For a consideration of \$10,500 per annum the Chicago, St. Paul and Kansas City have secured the right to use this track.

Officials of the Chicago and Northwestern road say that the business of that road is being greatly interfered with in Nebraska and Dakota by the Indian troubles. All business in that territory is practically at a standatil, and the agents report that nothing can be done in the way of procuring traffic until peace is rest red.

The Governor and Council of Massachusetts soid to the Fitchburg Railroad Company on Wednesday the Southern Vermont Railroad for \$175.000 in 4 per cent coupen bonds expiring June 1, 1920. The bonds were delivered and the deeds signed.

At the annual meeting of the stockholders of the Boston and Lowell Railroad in Boston yesterday the directors were reflected.

MARINE INTELLIGENCE

Bun rises.... 7 24 | Sun sets.... 4 50 | Moon sets.... 5 side water-this par.

Sandy Heek. 5 50 | Gov. Island. 5 45 | Hell Gate... 7 Applyed-WEDERSONE, Jan &

A privacé—Widdleson, Jan L.

Be Bothnia, West, Liverpool.

Be Westernland, Jamison, Antwerp.

Be Blate of Nevala, Stevart, Glasgow.

Be Bouland, Bunsur, Breman.

Be Columbia, Garrick, Gibrastar.

Be Columbia, Garrick, Gibrastar.

Be Columbia, Garrick, Gibrastar.

Be Claime, McKastre, Gibrastar.

Be Lonia, McKastre, Gibrastar.

Be Karatoga, Leichten, Havana.

Be Comal, Rick, Gaivaston.

Be Cliy of Atlanta Dole, West Foins, Va.

Be Beminole Flatt, Jackanville.

Be Kansas City, Flaher, Sayannah.

Billy Santa Citya, Fulles, Hioge.

Bark Bygdo, Hinsone, Rasnos Ayrea.

[For later arrivals see First Fag.

(For later arrive's see First Page.) ARRITES OUT.

Mails Class. Foundia Hamburg Hotel Case Tyrian Kingston 1:00 P. 1 8 00 P. M. Sall To-morring Coban, San Juan 12 00 M.
Hondo, Jamaica 1 00 P. M.
Seminola, Charleston,
Tallahassee, Savannah

London
Lot Saturnia Jan. 10.
Roterdan
Guernstown
Guernstown
Havana
Queenstown
Due Sunday, Jan. 11.

Fresh To-Day, Dry To-Morrow,
A frequent complaint about cakes and breads raised with baking

powder containing ammonia or alum.

The leavening power of Cleveland's Baking Powder is produced by cream of tartar and soda only, and food raised with it keeps moist and fresh for days. Cleveland's is the only baking powder having this quality.

Business Motices.

Marry's Tricopherons, the most reliable preparation for restoring and beautifying the hair. 80c.

Meep's Shirts to Measure, Six for 89 sone better at any price 100 and 811 Broadway.

For Thront Discuses and Coughs a

MARRIED. BLODGETT-EM BURY,-On Wednesday, Jan. 7, at All Souls' Church, by the Rev. R. lieber Newton D. D., Susan, daughter of the late Abram B.

Embury, to Frank J. Biodgett, M. D.

MARLO W-TWINING.—In New Haven, Conn.,
on Tuesday, Jan. 6, 1801, by the Rev. I. C. Maserva,
Miss Euphemia Twining of 03 Olive st., New Haven,

to Fdwin Frice Harlow of New York.

FERRY-CULLEN.-In Bridgeport, Cean., on
Tuesday, Jan. 6 at 81. Mary's Church, by the Rev.
Father Duon, Miss Minnie Cullen to Joseph Perry. Jr., both of this city.

DIED.

ARNOLD,-In New Haven, Conn., on the 6th inst., James H. Arnold, aged 76 years and c

Friends are invited to attend the funeral on Thursday afternoon at 1:30 e clock from Ascension Church. BABINGTON,—On Jan. 3, Richard R. Babington,

and 00 years.
Funeral services will be held from the residence of Dr. T. D. Cook, 878 Broatway, Brooklyn, to-day, at 11 A M. Priends are invited to attend.

Interment at Naple Grove Cematery.

A IE D.—In Kansas, Jan. 1, 1801, James Baird, of this city, in the 28th year of his age.

Puneral services at his late residence. 77 4th st. He-

Funeral services at his late residence. 77 4th 8th. Heboken, Thursday, Jan. 8, at 12 o'clock M. Relatives
and friends are invited.
Interment in the family pice in Greenwood.

BARER. Studenly on Sunday, Jan. 4, Charles R.
L. Baker, officer of the day of Naval Post 516, Department N. T., and Farragut Naval Veteran Assoclation, Fort of N. Y., G. A. R.

Funeral services at Emanuel Baptist Church, this
avaning at Scules.

evening at 8 o'clock. Interment at Mount Olivet Cometery following morning at 10 o'clock sharp. BENNETT,—Suddenty, of paralysis, Jan. 5, Peter W. Bernett, son of the late Harmanus Bennett, aged W. Bennett, son of the late manual of the state of the st

of January, at his late residence, 52 East 77th St., George W., aon of the late Henry B. and Barah M. Hoister, in the 57th year of his age. The relatives and friends of the family are respectfully invited to attend the foneral from the St. Luke's Methodist Episcopal Church, 61st st. near oth av., on Thursday morning at 1135 o'clock. Kindly omit flowers. Interment at Greenwood. Jacksonville, Fla., and Fort Scott. Kan., papers please

copy.

BENCOE.—In Norwich, Conn. on Wednesday, Jan.

7, 1881, Lella Rogera, wife of Willia A. Brizces and daughter of Henry Smith of Bridgeport, Conn. Wotten of funeral bereafter. BROWN,-In Norwalk, Conn., on the 6th inst., Co. car Brown, aged 80 years. Interment at Long Ridge, Conn., on Thursday, Jan. 8,

BUTTS,-On Tuesday, Jan. 6, at 857 4th av. Catherine M., daughter of E. T and Olive L. Butta, aged 5 years.
Interment at Albany to-day.

Albany papers please copy.

BYRNESS.—Suddenly, of diphtheria, at 18 West
58th et. Tuesday morning, Jan. 6, Lydia, youngest child of Thomas and Ophelia Byrnes, aged 1 year

child of Thomas and Ophelia Byrnes, aged I year 9 months and 4 days. Interment at Calvary Cemetery. DELANEY.—Suddenly, on Tuesday, Jan. & 1881, John Delaney, beloved husband of Mary Gallagber, native of the parish of Den. county Cavan, Ireland, aged 55 years.
Relatives and friends of the family, also the members of the Holy Name Society of St. John the Evange, list Church, both at and let av., and A. O. H., No. 18

are respectfully invited to attend the funeral from his late residence, 305 East 44th st., on Thursday,8th inst., at 1:30 P. M. DUN WELL.—In New Haven, Conn., Jan. 6, Lillian

E. Dunwell, aged 29 years and 6 months.

GALLOWAY...On Monday, Jan. 5, at his lase residence, 123 5th st., Long Island City, James Galloway, in his 66th year. Belatives and friends and members of Gramere Council, 835. A. L. of H.; Court Republic, 5,783. A. O. F. of A., are invited to attend his funeral, to-day,

at 11 A. M. Interment in Woodlawn. MENCKEN,-On Wednesday, Jan 7, after a long Day and wife of George D. Hencken. Relatives and friends are invited to attend the funeral services at her late residence, 228 East 18th st. or Friday afternoon, Jan 8, at 420 o'clock. The inter-ment will be at the convenience of the family. It is requested that no flowers be sent.

HOLL Y.—In Stamford, Conn., on the 6th inst. Margaretta P., daughter of the late David and Salije Q. Holly, aged 55 years.

Notice of funeral hereafter.

Society of Tuners in erestricts, Mary Jacquelin, aged 63 years and 5 months.

Relatives and friends are respectfully invited to attend her funeral services to-day, at 8% A. M., from her late residence, 305 Weet 85th st.

Interment Greenwood Cemetery.

E.A. TENO.—On Monday, Jan. 5, 1881, at her late residence, 410 Fact, 18th st. Catherine, widew of

residence, 410 East 18th st., Catherine, widew of John Keating. Relatives and friends of the family are respectfully invited to attend the funeral on Thursday, 6th inst., from the Church of the Epiphany, 21st st. and 2d av., where a solamn requiem mass will be effered for the repose of her soul at 0:30 A. M. LEMPP.—In New Haven, Conn., on the 6th inst., Robert Kempf, son of Robert Kempf aged 1 year

and 3 months.

Friends are invited to attend the funeral from the afternoon, at 2 o'clock.

McCOY.—On Tuesday, Jan. 6, Charlotte Isabel, wife

of Wm. J. McCoy, in the 48d year of her age.

Relatives and friends of the family are respectfully invited to attend the funeral from her late residence. 349 Degraw at., Brooklyn, on Friday, 9th Inst., at 2 P. M. Please omit flowers.

MANNETES.B.—Harold, infant son of Francis and H. Elizabeth Mausfield.

Funeral at 90 Kent st., Greenpoint, Thursday, Jan &

O'CONNELL.—On Jan 5, at her late residence, 127 O'Conneil.
Funeral services at the Church of the Paulist Fathers.

Sigh at, and Sh av. to day, at 9:39 A. M.
O'SUL1:IVAN.—In Brooklyn at her late residence,
:SJ Pacing at. Honora "Sullivan.
The friends of the family and of her brothers. James and Eugene O'Suilivan are invited to attend the funeral services at St. Paul's Church, corner of Court and Congress sis, on Friday morning, Jan. 8. at II o'clock

ADFORD, -On Turnlay, Jan. 6, 1891, the Rev.

Charles J Radford, B. D. in the Stity car of his age.
Funeral on Friday Jan B. at 11 A M., from All
Saints' Church, 7th st., corner 7th av. Brooklys.

EAB.—In thereston, S. C. Jan B., Annie M. Read,
only daughter of tilement Read of Brooklys.

Funeral services from the residence of Isaac Read, 50
Strong place, Brooklyn at 259 P. M., Thurssay, Jan.

B. Eaklives and Friender reportfully instead to Relatives and friends respectfully invited to at-SER OR .- On Tuesday, Jan 6, at Tarrytown, Father

Funeral at 11 :80 o'clock on Friday, Jan. R. from the residence of her stater, Mrs. M. K. Abbett. Tarry-town, N. Y. Carriages in waiting upon arrival of

Capt. Philemon H. Smith. aged 77 years. Friends are invited to attend the funeral from his In erment Frida MIT . 1, -Of amhtheria James Smith, son of Edward

ith aged I year & months and a days. Funeral private.

STOLLMEYEM.—On Jan. 6, Mary Stellmeyer,

aged 50 years.
Funeral from the residence of Henry Westerheid, 146
East Solts to-day.
STUAET.—Suddenly, early Wednesday morning.
Jan. 7, 1881. Henry William Stuart, stage manager

TAYLOR On Jan G. after a lingering filness.
Adelaids, only child of Andrew J. and Sarah A.
Taylor, aged 15 years 5 menths and 2 days.
Belatives and friends of the family are respectfully.

invited to attend the funeral from the resid ber parenta, 315 Hicks et., Brooklyn, on Friday, 34 3 o'clock.
THEFORD,—On Wednesday, Jan. 7, 1891, John R.

Tilford, in the 76th year of his age.

Funeral services at his late recidence, 4 West 69th 68, on Priday, Jan R at 11 a. M.
Kindly ownt flowers.

WHITEN ACK.—On Jan 7, 1801, Deborah Watte-

nack, aged 96 years.

Relatives and friends of the family are respectfully invited to attend her funeral astrona to day at 7 P. M., from her late residence, 18 Christopher at.

Interment at Woodlawn Cemetery on Friday, at the

Char Winnacott, Sr., aged 48. ZINN.—On Jan. 6, at Will's Point, L. L. Letta E., wife of Lieut, George A. Zinn and daughter of the late Victor B. Bergen.

MRS. WINSLOW'S SOOTHING SYRUP
Has been used for over FIFTY YEARS by MILLIONS of
MOTHERS for their CHILDREN WHILE TERMING
with PERFECT SUCCESS. IS SOOTHES the CHILD,
SOFTENS the GUNG, ALLAYS SIPAIN, CURES WID
COLIC, and is the best remedy for DIARRICA. Soid
by druggists in every part of the world. Soc. a beside. "THE LEADER" THE BEST WATER CRACKER IN THE WORLD; intregenous and plea-phatic; no yeast or soda; a powerful builder the tissue. BEALTH FOOD CO., of Fifth av., all greeced

Ecanl Motices.

The relatives and friends are respectfully invited to attend the funeral from the Twelfth Street Reformed Church, Brooklyn, to-day, at 2 P. M.

BOLNTEE,—Suddenly, of pneumonia, on the 5th of January, at his late residence, 82 East 77th st., George W., son of the late Henry B. and Sarah M.

Bolling in the 27th year of his are.

cei thereof, with the appurenances.

Dated New York Jac. 9, 1984 D TRUST CO., Trustee
THE YARMENS LET. 8, 6, 2, 1984 D TRUST CO., Trustee
THEY ARMENS LET. 8, 6, 2, 1984 D TRUST CO., Trustee
TURNER, MCCLURE & BOLSTON, Attorneys for the
Trustee, 20 Namanust. New York.
The above sale is hereby adjourned to Monday, April
7, 1884, at the same place and hour.
THE YARMERS LOAN AND TRUST CO., Trustee.
By R. 9, ROLSTON, 20 Namanust, Few
York.
The above and the ROLSTON, 20 Namanust, Few
York. Tork.
The above cale is hereby adjourned to Thursday, May
22, 1860, at the same place and bour.
THE TARMARS LAAM AND TRUST CO., Trustee.
By E. G. ROLATON, Freedean,
TURNER, McCLURE & ROLSTON, Attorneys for
Trustee. 22 William st. New Yerk
The above sais is hereby adjourned to Thursday, June
23, 1800, at the same hour and place.
Dated May 23, 1800.

Dated May 22, 1800.
THE VASMERS' LOAN AND TRUST CO. Trustee.
The above sale is hereby adjourned to Thursday, July 51, 1890, at the same hour and place.
Dated June 25, 1890.
THE FARMERS' LOAN AND TRUST CO., Trustee.
By B. O. ROLSTON, President
The above sale is hereby adjourned to Thursday, stept.
25 at the same hour and place.
Dated July 31, 1890.
Dated July 31, 1890.

Date July 31, 1860
THE FARMENS LOAN AND TRUST CO. Trustee.
By R. G. ROLATON President.
The above sale is hereby adjourned to Thursday, Nov.
(1) 1861, at the same hour and place.

2(1 HSM) at the same hour and place.
Dated kept 24, 1889.
THE FARMERS LOAN AND TRUST CO., Trustee.
By R. W., ROLSTON, Freeidenk.
The above sale is beredy adjourned to Thursday, Jak.
Birll, at the same hour and place.
Dated Nov. 20, 1894.
THE FARMERS LOAN AND TRUST CO., Trustee.
By R. W. ROLSTON, Freeidenk.
The above sale is beredy adjourned to Thursday, Jak.
15, 1+81, at the same hour and place.
Dated San, R. 1894.

Dated Jan. R. 1861.
THE FARMERS' LOAN AND TRUST CO., Trustee.
By R. G. ROLHTON, President.
CUPREME COURT OF THE STATE OF NEW YORK.

Francis S. Kinney, plaintiff, against Constance E. Gianctis and Count Cesare Gianctis, her husbandi cames B. Kinney, individually and as trustee under the lest will and sestament of Mary Conswell Kinney, and also as trustee under the deed of Constance K. Kinney, now Gianciti, Marie J. F. Giancid, Margaretta H. Giancid, Mary P. Linney, wife of Francis E. Kinney, now Giancid; Marie J. F. Giancid, Mary Realine H. Giancid, Mary F. Kinney, wife of Francis E. Kinney, abbott Rinney and his wife, Margaret Thornton, Kinney, Franklin Rinney, Realiney, Louise G. Kinney, Early Critication Kinney, Louise G. Kinney, decisionally and as elecutrix of Ernest L. Kinney, deceased: Kinsabeth W. Callin, Clara G. Callin, and the unknown persons who are or may be creditory of Freet L. Rinney, deceased Knyes C. Kinney, Early C. Kinney, Hilley, Gecased Ringes C. Kinney, Early C. Kinney, Hilley C. Kinney, Early C. Kinney, Hilley C. Kinney, Marie C. Kinney, Hilley C. Kinney, Hilley C. Kinney, Hilley C. Kinney, Marie C. Kinney, Hilley C. Kinney, Hilley C. Kinney, Hilley C. Kinney, Hilley C. Kinney, Cally Widally and as executive and trouses under the will be unknown persons who are or may be creditors of Mathaniel C. Kinney, deceased Layer E. Gwiss, and Pathaniel C. Kinney, deceased Layer E. Gwiss, and C. Kinney and C. Kinney C. Hilley C. Kinney, Constitute C. Kinney, deceased Layer E. Gwiss, and C. Kinney C. Linney C. Constitute C. Kinney C. Kinney

lester A Hawkink second, and chaise from the difference of the first and your failure to appear or answer, judgment will be taken against you by default for the relief demanded in the composite.

Dated New York, October 20th, 1800.

Dated New York, October 20th, 1800.

Office and P. O. address, 70 Cedar St. New York, T. To the defendants Elizabeth W. Catim. Mary C. Rigney, Ethel C. Kinney, Marie J. V. Olanotti, Maccalla R. Gianotti, Lucy Criticenien Kinney, Thoroton Kinney, Frank in Kinney, and Kent Kinney, And Kent Kinney, Thoroton Kinney, Thoroton Kinney, Tranklin Kinney, and Kent Kinney, and to abbett Kingliney as the father of said Lucy Criticens Kinney, In anis under fourteen years of accessing which we have a creditors of the Luck Critice with the composite of the said to the unknown personners of seased, and to the unknown personners of accessed and to the unknown personners of accessed. The foregoing sammons is served upon you by publication pursuant to an order of iton. Deorge F. Abdrews, Justice of the Supreme Court of the Bisse of Rev York dated the 18th day of December, 18th, and Sied, with a copy of the complaint on that day in the effect of the City and County of New York, in said State, the complaint in this action having been duty filed in and office of said oler to at the 21st day of October, 18th, October the City this action is to obtain a partitle of the